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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application

Inventor: Keiji TAKAKUSAKI Group Art Unit: 2685
Appln. No.: 09/744,029 Examiner: N. Le
Filed: January 19, 2001
For: COMMUNICATION APPARATUS AND COMMUNICATION METHOD

CERTIFICATION UNDER 37 CFR §1.97(e) (1)

Assistant Commissioner of Patents
Washington, DC 20231

Dear Sir:

In fulfillment of 37 CFR 1.97(c) (1) and 1.97(e) (1), it is hereby certified that each item of information contained in the attached Information Disclosure Statement was first cited in any communication (see the attached copy of a Japanese Office Action dated June 1, 2004 from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

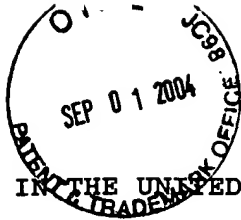
Respectfully submitted,

James E. Ledbetter
Registration No. 28,732

Date: September 1, 2004

JEL/spp

ATTORNEY DOCKET NO. L9289.01103
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INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents
Washington, DC 20231

Dear Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the art listed on the attached Form PTO 1449. All of these references were cited in a Japanese Office Action dated June 1, 2004 (English translation attached) except for US '318 and US '725. US '318 corresponds to JP '191 and US '725 corresponds to JP '180. JP '082 and JP '149 are already of record (IDS filed January 19, 2001).

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see Beckman Instruments, Inc. v. Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104 and 106. Applicants respectfully request that this art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

Respectfully submitted,

James E. Ledbetter
Registration No. 28,732

Date: September 1, 2004

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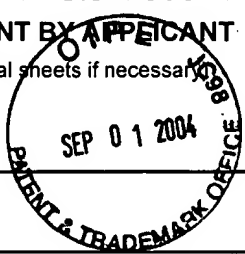
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FORM PTO-1449 U.S. Department of Commerce
(Rev. 4/92) Patent and Trademark Office

INFORMATION DISCLOSURE

STATEMENT BY APPLICANT

(Use several sheets if necessary)



ATTY. DOCKET NO.

L9289.01103

SERIAL NO.

09/744,029

APPLICANT

Keiji TAKAKUSAKI

FILING DATE

January 19, 2001

GROUP

2685

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6 0 5 8 3 1 8	05/2000	Kobayakawa et al.			
	2003 1 8 6 7 2 5	10/2003	Miya			

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
													YES	NO
	1	0	1	7	0	6	3	3	06/1998	JP			abstract	
	0	5	1	8	3	3	5	9	07/1993	JP			abstract	
	1	1	0	4	6	1	8	0	02/1999	JP			abstract	

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	Japanese Office Action dated June 1, 2004 with English translation.

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation is considered, draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.